



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Ron Licht, Treasurer
Democratic Party of Wisconsin Federal
Account
222 State Street, #400
Madison, WI 53703

NOV 8 2000

Identification Number: C00019331

Reference: July Quarterly Report (4/01/00-6/30/00)

Dear Mr. Licht:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the

contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2))
The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

-On Schedule H2, you disclose the ratio for Jefferson Jackson Event to be new; however, Schedule H2 of your April Quarterly Report disclosed a ratio for this activity/event which is identical to the one given in this report. Please amend your report to clarify this discrepancy. 11 CFR §104.10(a)(1)

-Your EVENT YEAR-TO-DATE calculations for "Jefferson Jackson Event" and administrative/voter drive are incorrect. EVENT YEAR-TO-DATE totals for administrative and voter drive costs are derived by aggregating all disbursements during the calendar year for the whole Administrative/Voter Drive category. EVENT YEAR-TO-DATE totals for fundraising, direct candidate support, and exempt activities are derived by aggregating all disbursements during the calendar year within a specific event. These should be calculated by adding the latest disbursement for a category or event to the previous EVENT YEAR-TO-DATE total for that category or event. This running EVENT YEAR-TO-DATE total should be disclosed after each disbursement is listed. Please amend your report by providing the correct EVENT YEAR-TO-DATE totals.

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-Schedule A of your report discloses a contribution(s) from an organization which is not a political committee registered with the Commission (pertinent portion(s) attached). In addition, the contribution appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) precludes a political committee from receiving contributions from a person or another committee in excess of \$5,000 in a calendar year. Also, in order to make contributions to your committee, organizations which are not political committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.
11 CFR §102.5(b)

If your committee does not finance non-federal activity, the receipt of the referenced contribution(s) may violate the limitations and prohibitions of 2 U.S.C. §§441a(f) and 441b. If your committee engages in both federal and non-federal activity, either through a separate non-federal account, or one account that finances activity in connection with both federal and non-federal elections, your committee may be in violation of 11 CFR §102.5(a).

In order to be in compliance with the Act, your committee must: 1) refund to the donor, or transfer-out to a non-federal account, the amount in excess of \$5,000 and 2) determine the extent to which your committee received funds that are not permissible, and refund or transfer-out the prohibited funds.

If you choose to transfer the funds to an account not used to influence federal elections, the Commission advises that you inform the contributor in writing and provide the contributor with the option of receiving a refund. You may wish to seek a written authorization (either before or after the transfer-out) from the donor for any transfer-out to protect the donor's interests.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the funds, the Commission will presume the funds were impermissible, absent a statement from your committee to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which they are made.

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Although the Commission may take further legal action concerning the acceptance of prohibited and excessive contribution(s), your prompt refund or transfer-out will be taken into consideration.

-Your report includes a memo Schedule A from the State Party Victory Fund which does not appear to support the transfers-in reported on supporting Line 12 of the Detailed Summary Page. Please clarify whether this memo Schedule A is, in fact, intended to support a transfer received by your federal committee, or, alternatively, intended to support a transfer received by your non-federal account(s).

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Andrea S. Wilkens
Senior Reports Analyst
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

See separate schedule(s)
for each category of the
Detailed Summary PagePAGE 2 OF 2
FOR LINE NUMBER 12

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in full)

Democratic Party of Wisconsin

A. Full Name, Mailing Address and Zip Code
Democratic National Committee
430 South Capitol Street, SEWashington, DC 20003-
Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation
PARTY TRANSFERDate (month,
day, year)

06/29/200

Amount of each
Receipt this
Period

\$40740.00

DNC SERVICES CORP/GEN
ACCT

Aggregate Year-to-Date -> \$232517.14

B. Full Name, Mailing Address and Zip Code
State Senate Democratic Campaign Co
Po Box 164Madison, WI 53701-
Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation
0Date (month,
day, year)

06/29/200

Amount of each
Receipt this
Period

\$7390.10

Aggregate Year-to-Date -> \$7390.10

C. Full Name, Mailing Address and Zip Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation

Date (month,
day, year)

/ /

Amount of each
Receipt this
Period

Aggregate Year-to-Date ->

D. Full Name, Mailing Address and Zip Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation

Date (month,
day, year)

/ /

Amount of each
Receipt this
Period

Aggregate Year-to-Date ->

E. Full Name, Mailing Address and Zip Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation

Date (month,
day, year)

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Amount of each
Receipt this
Period

Aggregate Year-to-Date ->

F. Full Name, Mailing Address and Zip Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation

Date (month,
day, year)

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Amount of each
Receipt this
Period

Aggregate Year-to-Date ->

G. Full Name, Mailing Address and Zip Code

Receipt For: ☐ Primary ☐ General
☐ Other (specify)

Name of Employer

Occupation

Date (month,
day, year)

/ /

Amount of each
Receipt this
Period

Aggregate Year-to-Date ->

SUBTOTAL of Receipts This Page (optional)

\$48130.10

TOTAL This Period (last page this line number only)

\$259125.29

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